

# ECF TRANSCRIPTION SHEET



**ANDREW J. PECK**  
**UNITED STATES MAGISTRATE JUDGE**  
**UNITED STATES DISTRICT COURT**  
Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1370  
New York, N.Y. 10007-1312

Fax No.: (212) 805-7933  
Telephone No.: (212) 805-0036

**Dated: November 24, 2014**

**Total Number of Pages: 3**

**MEMO ENDORSED:**

Conf. re-scheduled to 12/8 at 2:15 PM. No further adjournments.

Copies by ECF to: All Counsel  
Judge Oetken



# GOLDBERG COHEN LLP

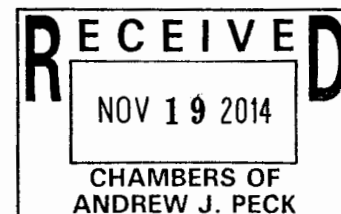
1350 AVENUE OF THE AMERICAS, SUITE 425, NEW YORK, NY 10019  
PHONE: 646.380.2087 FAX: 646.514.2123

November 19, 2014

**Via Facsimile: 212-805-7933**

Hon. Andrew Peck  
United States Magistrate Judge  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: 11/24/14



**Re: *Best Brands Consumer Products Inc. v. Funky Rico, Inc.*  
1:14-cv-01482-JPO**

Dear Judge Peck:

We represent the Plaintiff in the above-captioned matter ("Plaintiff" or "Best Brands"). We write this letter jointly, together with Funky Rico, Inc. ("Defendant" or "Funky Rico").

The parties are in receipt of the Court's November 18<sup>th</sup> Order setting the Settlement Conference for December 4, 2014 at 9:30am. Unfortunately, we have a conflict on December 4<sup>th</sup> and, therefore, respectfully request that the mediation be rescheduled. The parties have conferred internally and have determined that they and their counsel are all available on December 8<sup>th</sup> if that date is available to the Court.

Alternatively, the parties respectfully request other proposed dates that are available to the Court so that they can coordinate re-scheduling the mediation with counsel and the representatives who will be attending.

We apologize for any inconvenience and thank the Court in advance for its attention to this matter.

**MEMO ENDORSED**

11/24/14  
Respectfully submitted,

/s/ Morris E. Cohen

Morris E. Cohen

SO ORDERED

cc: James Donoian, Esq.  
Counsel to Funky Rico, Inc.

Hon. Andrew Jay Peck  
United States Magistrate Judge

copy kept: Del Court  
Fogelstein